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FILED

FEB 26 2013

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

| | | |
|---------------------------|---|---|
| UNITED STATES OF AMERICA, |) | No. CR-12-865 MEJ |
| |) | |
| Plaintiff, |) | STIPULATION AND PROPOSED |
| |) | ORDER TO VACATE STATUS |
| v. |) | CONFERENCE, SCHEDULE CHANGE OF |
| |) | PLEA, AND PREPARE PSR |
| PETER BROOKS, |) | |
| |) | Current hearing date: February 28, 2013 |
| Defendant. |) | Proposed hearing date: May 9, 2013 |

On February 7, 2013, Mr. Brooks made his initial appearance on a two-count information charging him with trespassing and disorderly conduct, both misdemeanors. The Court set a status conference for February 28. Upon conferring with counsel, Mr. Brooks has indicated that he would like to plead guilty, pursuant to the government's written plea agreement. As such, he requests that the Court vacate the current status conference set for February 28 and schedule a change of plea and sentencing hearing for May 9. In order for the Court to have adequate information to sentence him on the date of the change of plea, Mr. Brooks requests that the Court order the probation office to prepare a pre-plea presentence report. The government does not oppose this request.

IT IS SO STIPULATED.

MELINDA HAAG
United States Attorney

2/25/13

/s/

DATED

MARC WOLF
Special Assistant United States Attorney

STEVEN KALAR
Federal Public Defender

2/25/13

/s/

DATED

RITA BOSWORTH
Assistant Federal Public Defender

In light of the parties' stipulation, it is hereby ORDERED that the status conference set for February 28, 2013, is VACATED, and it is further ORDERED that this matter will be scheduled for May 9, 2013, at 10:00 a.m., for a change of plea and sentencing hearing, and it is further ORDERED that the probation office shall prepare a pre-plea presentence report, which shall be prepared in accordance with the timeline set forth in 18 U.S.C. § 3552.

2/26/2013
DATED

MARIA ELENA JAMES
Chief United States Magistrate Judge